

Gaming Commission, New York State

Mission

The New York State Gaming Commission's mission is to ensure that all lawful gaming and horse racing activity conducted in this State is of the highest integrity, credibility and quality. Operating in the most efficient and transparent manner, the Commission conducts the New York Lottery and serves the best interests of the public by providing responsive and effective State gaming regulation. The Commission strives to ensure that all stakeholders in the gaming and horse racing industries, including the consumers who wager on activities regulated or operated by the Commission, are treated in an equitable and responsible manner. The Commission is also tasked with promoting the health and safety of horses and all participants in racing. By consolidating various regulatory functions into one oversight body with broad powers, the Commission is able to ensure fair and strict regulation of all gaming activity, while reducing costs and regulatory burdens to the gaming industry. The Commission provides the regulatory structure necessary for New York gaming activity to operate effectively in a global, evolving and increasingly competitive marketplace, to generate revenue for aid to education and for the support of government, and to contribute to overall economic development and job creation in New York.

Organization and Staffing

The New York State Gaming Commission regulates all aspects of gaming and gambling activity in the State, including horse racing and pari-mutuel wagering, Class III Indian Gaming, commercial casino gaming, the state lottery (including video lottery terminals), charitable gaming, mobile sports wagering, and interactive fantasy sports. The New York State Gaming Commission was formally created via Chapter 60 of the Laws of 2012 as part of the 2012-13 Enacted State Budget. This measure merged the New York State Racing and Wagering Board with the New York State Division of Lottery, creating a single state agency. The law also consolidated the administration of the New York Thoroughbred Breeding & Development Fund and the Agriculture & New York State Horse Breeding Development Fund into the Office of Racing Promotion and Development under the umbrella of the Gaming Commission. The New York State Gaming Commission became effective February 1, 2013.

Budget Highlights

The FY 2024 Executive Budget recommends \$345.8 million All Funds for the Commission, a decrease of \$152.0 million (-30.5 percent) in All Funds from the amount appropriated in FY 2023. The Executive Budget recommends continuing to appropriate \$100,000 in State Operations Funds for the Racing Fan Advisory Council, along with a \$1.0 million increase to fund an independent racing study, and a \$153.0 million decrease (39.2 percent) in Aid to Localities primarily due to the fact that the revenue share owed by the Seneca Nation was paid out to localities in FY 2023. The Executive Budget recommends an appropriation of \$175.0 million for Tribal State Compact Revenue, which represents the local share of the State's estimated revenues from Native American casinos. In addition, the Executive Budget recommends an appropriation of \$62.0 million, which represents the local share of the State's estimated revenues from commercial gaming revenues.

The Executive Budget recommends a workforce of 391 FTEs for the Commission which is consistent with FY 2023 levels.

Program Highlights

Lottery

The New York Lottery's sole mission is to earn revenue for education. Lottery revenue is distributed to local school districts by the same statutory formula used to distribute other State aid to education. Lottery games include drawings like Numbers, Mega Millions and Powerball and roughly 50 scratch-off tickets.

Charitable Gaming

Charitable gaming occurs in the form of bingo, bell jar sales, the conduct of Las Vegas nights, and operation of raffles. The Division of Charitable Gaming is responsible for the investigation, audit, and monitoring of bell jar ticket sales, as well as verification of the lawful disbursement of bingo, bell jar, Las Vegas night, and raffle proceeds by licensees in New York State. This Division also issues licenses and assists members of authorized organizations, manufacturers, and equipment distributors to comply with State law and Commission rules and regulations.

Gaming

The Division of Gaming oversees the regulation of seven Class III Indian gaming facilities, four commercial gaming facilities, video lottery terminal facilities, and mobile sports wagering operators throughout the State.

NYS DOB | FY2024 Executive Budget | Agency Appropriations

Gaming inspectors conduct compliance examinations to ensure that gaming operations such as dealing procedures, internal accounting and other controls strictly conform to the applicable provisions of the respective gaming facility.

Horse Racing and Pari-Mutuel Wagering

The Division of Horse Racing and Pari-Mutuel Wagering regulates all horse racing and pari-mutuel wagering in New York State. New York currently features both Thoroughbred and Standardbred horse racing where pari-mutuel wagering takes place. There are four Thoroughbred tracks and seven Standardbred (harness) tracks in the State. Additionally, bettors may wager on races remotely through any of the State’s five off-track betting corporations. The tracks and off-track betting locations also feature simulcasting of races taking place within and beyond New York’s borders.

Interactive Fantasy Sports

The Division of Interactive Fantasy Sports provides general oversight of permissible fantasy sports contests. Responsibilities also include the investigation of violations, processing and issuing registrations, and processing and auditing regulatory assessments.

**ALL FUNDS
APPROPRIATIONS
(dollars)**

Category	Available FY 2023	Appropriations Recommended FY 2024	Change From FY 2023	Reappropriations Recommended FY 2024
State Operations	107,826,000	108,826,000	1,000,000	0
Aid To Localities	390,000,000	237,000,000	(153,000,000)	0
Total	497,826,000	345,826,000	(152,000,000)	0

**ALL FUND TYPES
PROJECTED LEVELS OF EMPLOYMENT BY PROGRAM
FILLED ANNUAL SALARIED POSITIONS**

Program	FY 2023 Estimated FTEs 03/31/23	FY 2024 Estimated FTEs 03/31/24	FTE Change
Administration of the Lottery			
Special Revenue Funds - Other	199	199	0
Administration			
General Fund	52	52	0
Charitable Gaming			
Special Revenue Funds - Other	8	8	0
Gaming			
Special Revenue Funds - Other	112	112	0
Horse Racing and Pari-Mutuel Wagering			
Special Revenue Funds - Other	20	20	0
Total	391	391	0

**STATE OPERATIONS
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE
APPROPRIATIONS
(dollars)**

Fund Type	Available FY 2023	Recommended FY 2024	Change
General Fund	6,109,000	6,109,000	0
Special Revenue Funds - Other	101,717,000	102,717,000	1,000,000

Total	107,826,000	108,826,000	1,000,000
--------------	--------------------	--------------------	------------------

**STATE OPERATIONS
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM
APPROPRIATIONS
(dollars)**

Program	Available FY 2023	Recommended FY 2024	Change
Administration			
General Fund	6,109,000	6,109,000	0
Administration of the Lottery			
Special Revenue Funds - Other	53,744,000	52,850,000	(894,000)
Charitable Gaming			
Special Revenue Funds - Other	2,280,000	2,495,000	215,000
Gaming			
Special Revenue Funds - Other	26,520,000	26,515,000	(5,000)
Horse Racing and Pari-Mutuel Wagering			
Special Revenue Funds - Other	19,010,000	20,705,000	1,695,000
Interactive Fantasy Sports			
Special Revenue Funds - Other	163,000	152,000	(11,000)
Total	107,826,000	108,826,000	1,000,000

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF PERSONAL SERVICE APPROPRIATIONS AND CHANGES
FY 2024 RECOMMENDED
(dollars)**

Program	Total		Personal Service Regular (Annual Salaried)	
	Amount	Change	Amount	Change
Administration	3,981,000	200,000	3,950,000	200,000
Total	3,981,000	200,000	3,950,000	200,000

Program	Temporary Service (Nonannual Salaried)		Holiday/Overtime Pay	
	Amount	Change	Amount	Change
Administration	26,000	0	5,000	0
Total	26,000	0	5,000	0

**STATE OPERATIONS - GENERAL FUND
SUMMARY OF NONPERSONAL SERVICE AND MAINTENANCE UNDISTRIBUTED
APPROPRIATIONS AND CHANGES
FY 2024 RECOMMENDED
(dollars)**

Program	Total		Supplies and Materials	
	Amount	Change	Amount	Change
Administration	2,128,000	(200,000)	400,000	(5,000)
Total	2,128,000	(200,000)	400,000	(5,000)

NYS DOB | FY2024 Executive Budget | Agency Appropriations

Program	Travel		Contractual Services	
	Amount	Change	Amount	Change
Administration	65,000	10,000	1,643,000	(185,000)
Total	65,000	10,000	1,643,000	(185,000)

Program	Equipment	
	Amount	Change
Administration	20,000	(20,000)
Total	20,000	(20,000)

**STATE OPERATIONS - OTHER THAN GENERAL FUND
SUMMARY OF APPROPRIATIONS AND CHANGES
FY 2024 RECOMMENDED
(dollars)**

Program	Total		Personal Service	
	Amount	Change	Amount	Change
Administration of the Lottery	52,850,000	(894,000)	19,000,000	71,000
Charitable Gaming	2,495,000	215,000	890,000	80,000
Gaming	26,515,000	(5,000)	11,800,000	(500,000)
Horse Racing and Pari-Mutuel Wagering	20,705,000	1,695,000	8,075,000	100,000
Interactive Fantasy Sports	152,000	(11,000)	60,000	(5,000)
Total	102,717,000	1,000,000	39,825,000	(254,000)

Program	Nonpersonal Service	
	Amount	Change
Administration of the Lottery	33,850,000	(965,000)
Charitable Gaming	1,605,000	135,000
Gaming	14,715,000	495,000
Horse Racing and Pari-Mutuel Wagering	12,630,000	1,595,000
Interactive Fantasy Sports	92,000	(6,000)
Total	62,892,000	1,254,000

**AID TO LOCALITIES
ALL FUNDS FINANCIAL REQUIREMENTS BY FUND TYPE
APPROPRIATIONS
(dollars)**

Fund Type	Available FY 2023	Recommended FY 2024	Change
Special Revenue Funds - Other	390,000,000	237,000,000	(153,000,000)
Total	390,000,000	237,000,000	(153,000,000)

NYS DOB | FY2024 Executive Budget | Agency Appropriations
AID TO LOCALITIES
ALL FUNDS FINANCIAL REQUIREMENTS BY PROGRAM
APPROPRIATIONS
(dollars)

Program	Available FY 2023	Recommended FY 2024	Change
Gaming			
Special Revenue Funds - Other	62,000,000	62,000,000	0
Tribal State Compact Revenue			
Special Revenue Funds - Other	328,000,000	175,000,000	(153,000,000)
Total	390,000,000	237,000,000	(153,000,000)

Note: Most recent estimates as of 02/01/2023